

REMARKS

FORMAL MATTERS:

Claims 2 and 3 are pending after entry of the amendments set forth herein.

Claim 1 was canceled without prejudice.

Claims 2 and 3 are amended. Support for these amendments is found in original claims 1-3 and in the specification such as at page 10, lines 14-17, page 19, lines 6-21 and elsewhere.

No new matter is added.

ELECTION/RESTRICTIONS

In response to the Election of Species Requirement applicants elect the species of Formula II which is shown within claim 2.

REJECTIONS UNDER §102(A) – KIM ET AL.

Claims 1-3 are rejected under 35 U.S.C. §102(a) as being anticipated by Korean Patent Publication 1020030085288 (Kim et al.).

The rejection is traversed as applied and as it might be applied to the presently pending claims.

Within the rejection it was argued that the claims did not include a limitation with respect to use of the compounds as an insecticidal. In view of this position claim 1 has been canceled and claim 2 has been amended to specifically recite that the compounds are used as insecticidal compounds to kill insects. The Examiner specifically acknowledged that the reference does not disclose the use of such compounds as insecticidal compounds. In view of such the reference does not anticipate amended claims 2 and 3 and reconsideration and withdrawal of the rejection is respectfully requested.

REJECTIONS UNDER §102(B) – KWON ET AL.

Claims 1-3 are rejected under 35 U.S.C. §102(b) as being anticipated by Kwon et al., The Journal of Antibiotics, November 2002, 55(11), 1004-1008.

The rejection is traversed as applied and as it might be applied to the presently pending claims. As with the rejection above the Examiner correctly noted that Kwon et al. does not disclose the use of compounds as insecticidal compounds. Although it was argued that the prior claims did not include a

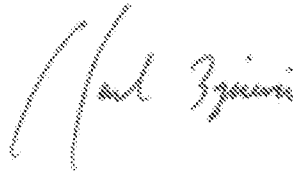
positive limitation of such use. Accordingly, applicants have canceled claim 1 and amended claims 2 and 3 to specifically recite a method of using the compounds as insecticidal compounds. In that the Examiner correctly recognizes that the reference does not disclose such the rejection is believed to have been overcome.

CONCLUSION

Applicant submits that all of the claims are in condition for allowance, which action is requested. If the Examiner finds that a telephone conference would expedite the prosecution of this application, please telephone the undersigned at the number provided.

The Commissioner is hereby authorized to charge any underpayment of fees associated with this communication, including any necessary fees for extensions of time, or credit any overpayment to Deposit Account No. 50-0815, order number HANO-005.

Respectfully submitted,
BOZICEVIC, FIELD & FRANCIS LLP



Date: 24 July 2008

By: _____
Karl Bozicevic
Registration No. 28,807

BOZICEVIC, FIELD & FRANCIS LLP
1900 University Avenue, Suite 200
East Palo Alto, California 94303
Telephone: (650) 327-3400
Facsimile: (650) 327-3231